

Government's failure to file this motion is based on an unconstitutional motive. Jackson has not met this showing, even considering the affidavits he has submitted in support of his position.

Jackson's Objections are overruled. The Magistrate Judge's Report and Recommendation is adopted as the opinion of the Court. Jackson's Motion to Vacate, Set Aside, or Correct his Sentence, filed pursuant to 28 U.S.C. § 2255, is **DISMISSED**. Jackson's Motion to be Released to Home Confinement is **DENIED**. The Clerk of Court is directed to enter the appropriate judgment of dismissal.

SO ORDERED, this 10th day of January, 2013.



HONORABLE J. RANDAL HALL
UNITED STATES DISTRICT JUDGE